

Message Text

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ACTION IO-13

INFO OCT-01 EUR-12 ISO-00 CAB-05 CIAE-00 COME-00

DODE-00 DOTE-00 EB-07 INR-07 NSAE-00 EPG-02

FAA-00 L-03 OIC-02 PM-04 AF-10 ARA-10 EA-09

NEA-10 TRSE-00 CG-00 /095 W

-----210800Z 111077 /13

R 201954Z MAY 77

FM AMCONSUL MONTREAL

TO SECSTATE WASHDC 8989

UNCLAS MONTREAL 816

E. O. 11652: N/A

TAGS: PORG, EAIR, ICAO

SUBJ: ICAO: JOINT SUPPORT CTE MEETING, MAY 19 (JSOB 91/2)

REF: A. MONTREAL 767, B. MONTREAL 786, C. MONTREAL 765,

D. MONTREAL 764, E. MONTREAL 763

1. REGARDING ITEM 2 (JSWP 1013) THERE WAS MINIMUM DISCUSSION AND COMMITTEE APPROVED THE PROPOSAL ON DEN/ICE III REC 1B/2 (WP, PARA 5).

2. REGARDING ITEM 3 CTE ADOPTED SECRETARIAT PREFERENCE FOR APPENDIX 2 RE REVISION ON CREDITS PROCEDURE. UK SUGGESTED THAT FIRST COLUMN (PERCENTAGE OF ACTUAL CROSSINGS) BE CHANGED TO SHOW ACTUAL NUMBER OF CROSSINGS AND CTE ADOPTED THIS. (THIS OBSCURES HIGH PERCENTAGE OF ASSESSMENT PAID BY US COMPARED TO ALL OTHERS. CTE WENT ALONG WITH THIS CHANGE. RE ITEM 4, BACKLOG DUE ICELAND. ALTHOUGH WP 1004 WAS CIRCULATED 3/25, ADDITIONAL INFORMATION WP 1015 CIRCULATED ONLY MAY 17. UK INDICATED THEY WERE SENSITIVE TO THIS PROBLEM BUT WERE NOT YET PREPARED TO AGREE TO BE "BILLED" (PARA 5) AND REQUESTED POSTPONE-MENT OF DECISION TO FALL SESSION. US MADE SIMILAR STATEMENT INDICATING WE WERE CONCERNED ABOUT THE PROBLEM AND UNDOUBTEDLY WOULD LOOK FAVORABLY UPON PAYING THIS BACKLOG BUT NEEDED MORE TIME.

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UK RAISED LEGAL QUESTION OF WHETHER CTE COULD BIND JOINT FINANCING STATES NOT PRESENT, RE AN ADDITIONAL ASSESSMENT. INITIAL LEGAL OPINION IS THAT ARTICLE IX INDICATES YES, BECAUSE BILLING WOULD BE FOR THE 95 O/O RECOVERY; BUT ADMITTEDLY, SECRETARIAT SAID, OTHER ARTICLES MIGHT BE INTERPRETED AS APPLICABLE. PAPER WILL COME UP AGAIN IN FALL.

3. RE ITEM 5, COST OF EXTENDING LORAN A (JSWP 1011) CTE AGAIN POSTPONED ACTION UNTIL FALL SESSION AFTER AUDITORS WILL HAVE PROVIDED MORE ACCURATE FIGURE.

4. RE ITEM 6, ESTABLISHMENT OF PANEL ON DEN/ICE REC 5/1 (40 DEGREES NORTH) AND WP'S 1007 AND 1017. UK CASUALLY SUGGESTED THERE WAS NO PRESSURE AND TERMS OF REFERENCE NEED CAREFUL REVIEW. SUGGESTED DECISION BE POSTPONED UNTIL FALL SESSION. SECRETARIAT POINTED OUT THAT TERMS OF REFERENCE HAD BEEN TAKEN DIRECTLY FROM CONFERENCE RECOMMENDATION. US INDICATED THAT CTE WAS CONSIDERING MECHANICAL DECISIONS ONLY IN CREATING AND APPOINTING PANEL, AND THAT SUGGESTED TERMS ARE VERBATIM FROM CONFERENCE RECOMMENDATION AND ANY EFFORT TO REVISE LANGUAGE, EDITORIALIZE, OR INTERPRET MIGHT BOG CTE NEEDLESSLY. UKREP STATED THAT LANGUAGE OF CONF REC WAS NOT SATISFACTORY TO THEM AND "UNLIKE OTHERS, THEY ARE NOT ANTICIPATING OUTCOME OF PANEL "--THEREFORE, SUGGESTED POSTPONEMENT OF DECISION UNTIL FALL. USREP POINTED OUT THAT WP 1016 ON PREVIOUS ITEM "ASSUMED" AN EARLY 1979 DEN/ICE CONFERENCE AND ASKED BASIS FOR THAT ASSUMPTION SINCE DEN/ICE III STATEMENTS CLEARLY INDICATED ANOTHER CONFERENCE NOT NEEDED IN NEAR FUTURE. HOWEVER, IF SUCH A CONFERENCE WERE A POSSIBILITY THE PANEL UNDER CONSIDERATION WOULD HAVE TO BEGIN WORK ASAP IN ORDER TO REPORT TO THAT CONFERENCE. SECRETARIAT BACKED OFF INDICATING THE 1016 REFERENCE WAS CAUTIOUS PLANNING AND NOTHING MORE. CHAIRMAN (GERMANY) INDICATED A JOINT SUPPORT CTE MTG COULD BE HELD EARLY IN SEPTEMBER. USREP REMINDED THAT ASSEMBLY WILL BE IN SESSION IN SEPTEMBER. SECRETARIAT INTERVENED TO SAY THAT THEY EXPECTED ONE JOINT SUPPORT CTE AND ONE COUNCIL MTG DURING ASSEMBLY.

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5. USREP SUGGESTED BRIEF SPECIAL CTE MEETING DURING COUNCIL PHASE IN JUNE FOR TAKING DECISION ON PANEL, WHICH WOULD GIVE US AND OTHERS AMPLE TIME TO RECEIVE INSTRUCTIONS AND AVOID "LOSING" SIX MONTHS. CHAIR SAID WE WOULD LOSE ONLY 3 MONTHS AND INTERPRETED CTE AS WANTING POSTPONEMENT. SCAN REP MADE EFFECTIVE INTERVENTION EXPRESSING STRONG PREFERENCE FOR EARLY DECISION AND REQUESTING JUNE MTG. THIS RESULTED IN CTE DECISION FOR JUNE (THERE WERE NO OBJECTIONS). FYI: WE CONTINUE TO RECEIVE EXCELLENT SUPPORT FROM SCANS IN REGARD TO THESE DEN/ICE QUESTIONS. IT MAY BE IN ANTICIPATION OF OUR FURTHER COOPERATION ON "MONEY" REGARDING SETTLEMENT OF VARIOUS FINANCIAL ISSUES. HOWEVER, USREP BELIEVES THAT ALSO REFLECTS APPRECIATION FOR OUR COOPERATION DURING DEN/ICE III AND SUBSEQUENTLY ON ISSUE OF RETROACTIVE CLAIM DUE TO EXCHANGE RATES, AS WELL AS OTHER MATTERS HERE AND IN DENMARK AND ICELAND
END FYI

6. USREP HAD NO INSTRUCTIONS ON ANY OF THE JS ITEMS IN SPITE OF REFTELS. WE HOPE THAT CTE DECISIONS ARE IN LINE WITH DEPARTMENT'S THINKING.

HARPER

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